

U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE		DATE: October 15, 2004
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. Application No. (if known): 10/511396
INTERNATIONAL APPLICATION NO.: PCT/JP03/04910	INTERNATIONAL FILING DATE: April 17, 2003	PRIORITY DATE CLAIMED: April 17, 2002
TITLE OF INVENTION: SAMPLE SURFACE INSPECTION APPARATUS AND METHOD		
APPLICANT(S) FOR DO/EO/US: Masahiro HATAKEYAMA, Kenji WATANABA, Takeshi MURAKAMI, Tohru SATAKE and Nobuharu NOJI		
Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 USC 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)): <ol style="list-style-type: none"> a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 		
ITEMS 11. TO 20. BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:		
<ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98 together with the international search report, PTO-1449. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. ASSIGNEE NAME AND ADDRESS: EBARA CORPORATION, Tokyo, Japan Please publish the assignee data with the application. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 C.F.R. 1.76 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: 19 sheets of drawings. 		

U.S. APPLICATION NO. (if known) 10/51139	INTERNATIONAL APPLICATION NO. PCT/JP03/04910	DATE: October 15, 2004																																																	
21. <input checked="" type="checkbox"/> The following fees are submitted:		<u>CALCULATIONS</u>																																																	
Basic National Fee (37 CFR 1.492(a)(1)-(5): Search Report has been prepared by the EPO or JPO: \$950.00																																																			
International preliminary examination fee paid to USPTO (37 CFR 1.482) \$750.00																																																			
No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$790.00																																																			
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$1110.00																																																			
International preliminary examination fee (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$100.00																																																			
ENTER APPROPRIATE BASIC FEE AMOUNT = \$ 950.00																																																			
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$ 130.00																																																	
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center; padding: 5px;">CLAIMS</th> <th style="text-align: center; padding: 5px;">NUMBER FILED</th> <th style="text-align: center; padding: 5px;">NUMBER EXTRA</th> <th style="text-align: center; padding: 5px;">RATE</th> </tr> </thead> <tbody> <tr> <td style="text-align: center; padding: 5px;">TOTAL</td> <td style="text-align: center; padding: 5px;">59 -20 =</td> <td style="text-align: center; padding: 5px;">39</td> <td style="text-align: center; padding: 5px;">X \$ 18.00</td> </tr> <tr> <td style="text-align: center; padding: 5px;">INDEPENDENT</td> <td style="text-align: center; padding: 5px;">5 - 3 =</td> <td style="text-align: center; padding: 5px;">2</td> <td style="text-align: center; padding: 5px;">X \$ 88.00</td> </tr> <tr> <td colspan="3" style="text-align: left; padding: 5px;">Multiple dependent claims(s) (if applicable)</td> <td style="text-align: center; padding: 5px;">+ \$300.00</td> </tr> <tr> <td colspan="3" style="text-align: left; padding: 5px;">TOTAL OF ABOVE CALCULATIONS =</td> <td style="text-align: center; padding: 5px;">\$2,258.00</td> </tr> <tr> <td colspan="4" style="text-align: left; padding: 5px;">Reduction by 1/2 for filing by small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).</td> </tr> <tr> <td colspan="3" style="text-align: left; padding: 5px;">SUBTOTAL =</td> <td style="text-align: center; padding: 5px;">\$2,258.00</td> </tr> <tr> <td colspan="4" style="text-align: left; padding: 5px;">Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +</td> </tr> <tr> <td colspan="3" style="text-align: left; padding: 5px;">TOTAL NATIONAL FEE =</td> <td style="text-align: center; padding: 5px;">\$2,258.00</td> </tr> <tr> <td colspan="3" style="text-align: left; padding: 5px;">Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +</td> <td></td> </tr> <tr> <td colspan="3" style="text-align: left; padding: 5px;">TOTAL FEES ENCLOSED =</td> <td style="text-align: center; padding: 5px;">\$2,258.00</td> </tr> <tr> <td colspan="3" style="text-align: right; padding: 5px;"> Amount to be: refunded charged </td> <td style="text-align: center; padding: 5px;"> \$ \$ </td> </tr> </tbody> </table>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	TOTAL	59 -20 =	39	X \$ 18.00	INDEPENDENT	5 - 3 =	2	X \$ 88.00	Multiple dependent claims(s) (if applicable)			+ \$300.00	TOTAL OF ABOVE CALCULATIONS =			\$2,258.00	Reduction by 1/2 for filing by small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).				SUBTOTAL =			\$2,258.00	Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +				TOTAL NATIONAL FEE =			\$2,258.00	Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				TOTAL FEES ENCLOSED =			\$2,258.00	Amount to be: refunded charged			\$ \$
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- a. A check in the amount of \$2,258.00 to cover the above fees is enclosed. (\$950.00 for basic filing fee; \$702.00 for 39 additional claims; \$176.00 for 2 additional independent claims; \$300.00 for multiple dependent claims and \$130.00 for late filing of the declaration).
- b. Please charge my Deposit Account No. 50-2866 in the amount of \$____ to cover the above fees. (A duplicate copy of this sheet is enclosed.)
- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2866.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.

Send All Correspondence To:	WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP 1250 Connecticut Avenue, N.W. Suite 700 Washington, D.C. 20036 CUSTOMER No. 38834
Typed or Printed Name: Ken-Ichi Hattori	Reg. No.: 32,861
Signature 	Date: October 15, 2004

KH/yap